

JUDGE CASTEL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORKFERGUSON FAMILY TRUST, On Behalf of
Itself and All Others Similarly Situated,

Plaintiff,

vs.

FALCON STRATEGIES TWO LLC,
AMACAR GP, INC., CITIGROUP
ALTERNATIVE INVESTMENTS LLC,
CITIGROUP, INC. and REAZ ISLAM,

Defendants.

X : Civil Action No. 08

: ORDER TO SHOW CAUSE SETTING
 : FORTH BRIEFING SCHEDULE AND
 : HEARING DATE ON PLAINTIFF'S
 : APPLICATIONS FOR EXPEDITED
 : DISCOVERY AND A PRELIMINARY
 : INJUNCTION

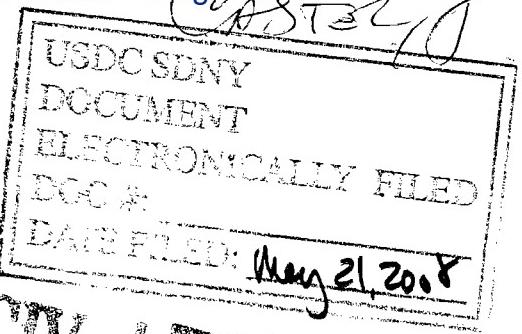
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 : CLASS ACTION

X

Upon the annexed Affidavit of Samuel H. Rudman, Esq., sworn to on May 20, 2008, and the exhibits annexed thereto; the accompanying Memorandum of Law; and all prior proceedings in this matter; and good cause appearing, it is hereby ORDERED this 21ST day of May 2008:

(a) That the above-named defendants shall show cause before this Court, at Room TBA, at the United States Courthouse, located at 500 Pearl Street, New York, New York, on TBA, 2008, at TBA a.m./p.m. or as soon thereafter as counsel may be heard, why an Order should not be issued pursuant to Fed. R. Civ. P. 65(a) preliminarily enjoining defendants, and any person or entity affiliated with them, from proceeding with any aspect of the tender offer that defendant Falcon Strategies Two LLC commenced on or about May 8, 2008 (the "Tender Offer"), including the acceptance of any tendered shares and the payment for such shares or the issuance of shares to defendant Citigroup, Inc. ("Citigroup") and/or any of its affiliates, until such time as the defendants disclose all material information relating to the Tender Offer to Falcon's members/investors;

(b) That, in connection with plaintiff's motion for a preliminary injunction, defendants shall serve any answering papers by hand or by overnight delivery on or before



TBA

, 2008; and that plaintiff shall serve any reply papers by hand or overnight delivery on or before May/June TBA, 2008;

(c) That, in advance of the hearing date on plaintiff's motion for a preliminary injunction, the above-named defendants shall show cause before this Court, at Room 14D, at the

United States Courthouse, located at 500 Pearl Street, New York, New York, on May 30,

1:00 2008, at 1:00 p.m. or as soon thereafter as counsel may be heard, why an Order should not

be issued granting plaintiff's motion for expedited discovery and requiring the defendants: (i) to

produce documents in response to the document demand annexed hereto as Exhibit D, within

ten (10) days of the determination of such motion; and (ii) to produce three (3) witnesses of

plaintiff's choosing for depositions, which shall take place at a mutually-convenient location, date

and time, at least one (1) week prior to the date that plaintiff's reply must be served in connection

with its motion for injunctive relief; that defendants shall serve any answering papers to this motion

for expedited discovery by hand or by overnight delivery on or before May 28, 2008; and

that plaintiff shall serve any reply papers in connection with said discovery motion by hand or

overnight delivery on or before May/June 28, 2008; and

(d) That plaintiff shall serve a conformed copy of this Order, together with the

papers upon which it is based, upon the defendants by hand or by overnight delivery service, on or

before May 22, 2008, and that such service shall be deemed good and sufficient service thereof.

DATED: New York, New York

ISSUED: 12:22 P M

*Any future dates shall be given by the
judge assigned to this case or by the
Part I judge after the expedited discovery
hearing.*

Dorothy A. Battle
ENTER
United States District Judge

*M**JAB 5/21/08*

**
NO PREVIOUS APPLICATION FOR THIS RELIEF HAS BEEN MADE.*